

100-1492

02/01/2013

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460



OFFICE OF
CHEMICAL SAFETY AND
POLLUTION PREVENTION

February 1, 2013

Thomas J. Parshley
Syngenta Crop Protection, Inc.
P.O. Box 18300
Greensboro, NC 27419

Subject: Notification of Primary Brand Name Change and other minor revisions
per PRN 98-10

Dear Mr. Parshley:

The Agency is in receipt of your Application for Pesticide Notification under Pesticide Registration Notice (PRN) 98-10, dated February 1, 2013, for EPA Registration Number 100-1492.


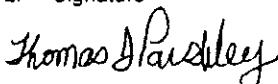
The Registration Division (RD) has conducted a review of your request for applicability under PRN 98-10, and finds that the action requested falls within the scope of PRN 98-10. The label submitted with your application has been stamped "Notification," and the product record has been updated to reflect the new primary brand name: "E2Y45 0.067G Insecticide Plus Fertilizer."

If you have any questions, please contact me directly at 703-308-8735 or email me at chao.julie@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Julie Chao".

Julie Chao
Insecticide-Rodenticide Branch
Registration Division (7505P)
Office of Pesticide Programs

 United States Environmental Protection Agency Washington, DC 20460		<input type="checkbox"/> Revision <input type="checkbox"/> Amendment <input checked="" type="checkbox"/> Other	OPP Identifier Number NOTIFICATION
Application for Pesticide - Section I			
1. Company/Product Number 100-1492		2. EPA Product Manager Venus Eagle	
4. Company/Product (Name) DUPONT E2Y45 0.067G INSECTICIDE PLUS FERTILIZER		3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted	
5. Name and Address of Applicant (Include ZIP Code) Syngenta Crop Protection, LLC P. O. Box 18300 Greensboro, NC 27419 <input type="checkbox"/> Check if this is a new address		6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____	
Section - II			
<input type="checkbox"/> Amendment - Explain below. <input type="checkbox"/> Resubmission in response to Agency letter dated _____ <input checked="" type="checkbox"/> Notification - Explain below.		<input type="checkbox"/> Final printed labels in response to Agency letter dated _____ <input type="checkbox"/> "Me Too" Application. <input type="checkbox"/> Other - Explain below.	
NOTIFICATION			
FEB - 1 2013			
Explanation: Use additional page(s) if necessary. (For Section I and Section II.). NAME CHANGE TO E2Y45 0.067G INSECTICIDE PLUS FERTILIZER (formerly 352-734) New EPA Reg. No. 100-1492. Additional revisions are included to convert label from DuPont to Syngenta, including product and company name, address, EPA Reg. No., and warranty statements. No other revisions have been made. This notification is consistent with the provisions of PR Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.			
Section - III			
1. Material This Product Will Be Packaged In:			
Child-Resistant Packaging <input type="checkbox"/> Yes* <input type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Type of Container <input type="checkbox"/> Metal <input checked="" type="checkbox"/> Plastic <input type="checkbox"/> Glass <input type="checkbox"/> Paper <input type="checkbox"/> Other (Specify) _____
*Certification must be submitted If "Yes" Unit Packaging wgt. No. per Container		If "Yes" Unit Packaging wgt. No. per container	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container	
		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On Labeling accompanying product	
6. Manner in Which Label is Affixed to Product		<input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled <input checked="" type="checkbox"/> Other _____	
Section - IV			
1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)			
Name Thomas J. Parshley		Title Sr. Regulatory Product Manager Professional Products Telephone No. (Include Area Code) (336) 632-7207	
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.			6. Date Application Received (Stamped)
2. Signature 		3. Title Senior Regulatory Product Manager	
4. Typed Name Thomas J. Parshley		5. Date February 1, 2013	



Thomas J. Parshley
Senior Regulatory Product Manager
Syngenta Regulatory Affairs
NAFTA Professional Products
(336) 632-7207 (phone)
(336) 632-5688 (fax)
tom.parshley@syngenta.com

Syngenta Crop Protection, LLC
P.O. Box 18300
Greensboro, NC 27419-8300
www.syngenta.com

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February 1, 2013

Document Processing Desk (NOTIF)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
One Potomac Yard, Room S-4900
2777 South Crystal Drive
Arlington, VA 22202-4501

Attention: Ms. Venus Eagle, PM Team 1, Insecticide-Rodenticide Branch
Registration Division

SUBJECT: NOTIFICATION TO REMOVE "DUPONT™" FROM PRODUCT NAME AND
OTHER CHANGES TO CONVERT PRODUCT TO SYNGENTA FOR DUPONT
E2Y45 0.067G INSECTICIDE PLUS FERTILIZER, EPA REG. NO. 100-1492

Dear Ms. Eagle:

Syngenta Crop Protection is submitting an application for a fast track non PRIA to revise the labeling for the subject product (formerly 352-734, new EPA Reg. No. 100-1492) to remove the name "DuPont" from the product name and other associated labeling revisions for a product that has been transferred.

Please find the enclosed documents for the subject product:

- Application for Amended Pesticide Registration (EPA Form 8570-1)
- Copies of highlighted and clean product labeling

Fees for Service

Since this is a Fast Track non PRIA action, there is no fee associated with this Notification.

Syngenta is requesting an expedited review and approval to drop the name "DuPont" from the brand name. This was discussed in a recent telephone conversation between our offices and is urgently needed to allow Syngenta to have sales in 2013. In addition Syngenta is making the normal changes to a label when it has been transferred from one company to another, including not only the product name change noted previously, but also company name, EPA Reg. No., warranty, and emergency contact information for Syngenta.

If there are any questions concerning matters contained in this submission, please do not hesitate to contact myself at either 336-632-7207 or by e-mail at tom.parshley@syngenta.com. Also, you may contact my regulatory assistant Pat Eay at 336-632-6746 or by e-mail at pat.eay@syngenta.com.

Sincerely,

Thomas J. Parshley
Senior Regulatory Product Manager for Lawn and Garden
Syngenta Crop Protection, LLC

Enclosed documents (form and labeling)

Not for Sale, Sale Into, Distribution and/or Use in Nassau, Suffolk, Kings, Queens Counties of New York State.

GROUP	28	INSECTICIDE
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DuPont™-E2Y45 0.067G Insecticide Plus Fertilizer

INTENDED FOR USE BY COMMERCIAL APPLICATORS ONLY.

For systemic control of white grubs and other listed pests infesting landscape and recreational turfgrass (including golf courses) as well as landscape ornamentals, interior plantscapes and sod farms.

Active Ingredient	By Weight
Chlorantraniliprole*	
3-Bromo-N-[4-chloro-2-methyl-6- [(methylamino)carbonyl]phenyl]-1- (3-chloro-2-pyridinyl)-1H-pyrazole-5-carboxamide.....	0.067%
Other Ingredients	99.933%
TOTAL	100.000%

*Chlorantraniliprole belongs to the anthranilic diamide chemical class.

KEEP OUT OF REACH OF CHILDREN

CAUTION

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand the label, find someone to explain it to you in detail.)

EPA Reg. No. 352-734100-1492
EPA Est. No. _____

Nonrefillable Container

NET CONTENTS: _____

NOTIFICATION

FEB - 1 2013

~~E. I. du Pont de Nemours and Company~~
~~1007 Market Street~~
~~Wilmington, Delaware 19898~~

X-X-X

Guaranteed Analysis

[Guaranteed analyses using standard formats used for fertilizers inserted]

[Following are optional referral statements for Florida BMP information sources]

[In the state of Florida, it is recommended that the user of this product follow the Green Industries and Golf Course Best Management Practices Found at:

http://www.dep.state.fl.us/water/nonpoint/docs/nonpoint/BMP_Bo ok_final.pdf

<http://www.dep.state.fl.us/water/nonpoint/docs/nonpoint/gfbmp07.pdf>

FIRST AID**If in eyes**

- Hold eye open and rinse slowly and gently with water for 15-20 minutes.
- Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye.
- Call a poison control center or doctor for treatment advice.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

HOTLINE NUMBER

For 24-Hour Medical Emergency Assistance (Human or Animal),
or Chemical Emergency Assistance (Spill, Leak, Fire, or Accident)
Call

~~You may also contact 1-800-441-3637 888-8372 emergency medical treatment.~~

PRECAUTIONARY STATEMENTS**HAZARDS TO HUMANS AND DOMESTIC ANIMALS****CAUTION**

Causes moderate eye irritation. Avoid contact with eyes or clothing. Wash thoroughly with soap and water after handling and before eating, drinking, chewing gum or using tobacco.

Personal Protective Equipment (PPE)**Applicators and other handlers must wear:**

- Long-sleeved shirt and long pants
- Shoes plus socks

After the product has been loaded into properly calibrated application equipment, shirt, pants, socks, and shoes are sufficient Personal Protective Equipment. Follow manufacturer's instructions for cleaning/maintaining personal protective equipment (PPE). If no such instructions for washables are available, use detergent and hot water. Keep and wash PPE separately from other laundry.

User Safety Recommendations**User Should:**

- Wash hands before eating, drinking, chewing gum, using tobacco or using the toilet.
- Remove clothing immediately if pesticide gets inside.
- Then wash thoroughly and put on clean clothing.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to aquatic invertebrates, oysters and shrimp. Do not apply directly to water. Drift and runoff may be hazardous to aquatic organisms in water adjacent to use sites.

Surface Water Advisory: This product may impact surface water quality due to runoff of rain water. This is especially true for poorly draining soils and soils with shallow ground water. This product is classified as having a high potential for reaching surface water via runoff for several months or more after application. A level, well-maintained vegetative buffer strip between areas

to which this product is applied and surface water features such as ponds, streams, and springs will reduce the potential loading of chlorantraniliprole from runoff water and sediment. Runoff of this product will be reduced by avoiding applications when rainfall is forecasted to occur within 48 hours.

Ground Water Advisory: This chemical has properties and characteristics associated with chemicals detected in ground water. This chemical may leach into ground water if used in areas where soils are permeable, particularly where the water table is shallow.

DIRECTIONS FOR USE

It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

Read and understand the entire label before using this product.

DuPont™ E2Y45 0.067G insecticide Plus Fertilizer must be used only in accordance with specifications on this label or in separate DuPont supplemental labeling that may be made temporarily available through local distributors, as a result of new EPA approvals. DuPont will not be responsible for losses or damages resulting from the use of this product in any manner not specifically stated on this label or other labels or bulletins published by DuPont. User assumes all risks associated with such non-specified use.

AGRICULTURAL USE REQUIREMENTS

Use this product only in accordance with its labeling and with the Worker Protection Standard, 40 CFR Part 170. This standard contains requirements for the protection of agricultural workers on farms, forests, nurseries, and greenhouses, and handlers of agricultural pesticides. It contains requirements for training, decontamination, notification, and emergency assistance. It also contains specific instructions and exceptions pertaining to the statements on the label about personal protective equipment, restricted-entry interval, and notification to workers (as applicable).

Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application.

For any requirements specific to your State or Tribe, consult the State or Tribal agency responsible for pesticide regulation.

Do not enter or allow worker entry into treated areas during the restricted-entry interval (REI) of 4 hours.

For early entry into treated areas that is permitted under the Worker Protection Standard and that involves contact with anything that has been treated, such as plants, soil, or water, wear:

- Long-sleeved shirt and long pants
- Shoes plus socks

Non-Agricultural Use Requirements

The requirements in this box apply to uses of this product that are not within the -scope of the Worker Protection Standard for agricultural pesticides, 40 CFR part 170. The WPS applies when this product is used to produce agricultural plants on farms, forests, nurseries, or greenhouses.

Professional applications to golf courses, residential, industrial and commercial lawns and sports fields are not within the scope of the Worker Protection Standard.

Do not allow other workers to enter the treated area while application is in progress. Do not apply this product in commercial nurseries and greenhouses.

PRODUCT INFORMATION

DuPont™ E2Y45 0.067G insecticide Plus Fertilizer may be applied for the control of white grubs and other listed pests infesting landscape and recreational turfgrass (including golf courses) as well as landscape ornamentals and interior plantscapes.

DuPont™ E2Y45 0.067G insecticide Plus Fertilizer may be used on plants or turfgrasses that are being grown for aesthetic or recreational purposes or climatic modification in or around home lawns, commercial lawns, industrial facilities, residential dwellings, business and office complexes, shopping complexes, multi-family residential complexes, institutional buildings, airports, cemeteries, interior plantscapes, ornamental gardens, parks, wildlife plantings, playgrounds, schools, day-care facilities, golf courses (tee box areas, roughs, fairways, greens, collars etc.), athletic fields, sod farms and other landscaped areas.

Do not apply DuPont™ E2Y45 0.067G insecticide Plus Fertilizer when the soil is saturated with water because adequate distribution of the active ingredient vertically in the soil profile cannot be achieved under this condition.

DuPont™ E2Y45 0.067G insecticide Plus Fertilizer is in GROUP 28 of the EPA's Insecticide and Acaricide Groups Based on Target Site of Action (EPA PR Notice 2001-5) and may be used in rotational resistance management programs.

Consult your local DuPont-Syngenta Professional Products representative, Cooperative Extension Service specialist or pest control advisor for regionally specific information regarding application timing.

APPLICATION EQUIPMENT

Apply DuPont™ E2Y45 0.067G insecticide Plus Fertilizer with drop-type, rotary-type or hand-held application equipment. The application equipment must be properly calibrated according to the manufacturer's directions to ensure uniform coverage over the treated area. During application, check equipment periodically to confirm that it is working properly and that the granules are being uniformly distributed.

APPLICATION TIMING

White Grubs: Apply DuPont™ E2Y45 0.067G insecticide Plus Fertilizer from early April to early September for preventative and early curative control all of the major white grub species infesting turfgrass. The need for an application may be based on historical monitoring of the site, previous records or experiences, current season adult trapping or other methods. The higher rate listed for white grub control in Table 1 may be required [for early season (April and May) applications where a long residual is required or] in late August or early September when less sensitive mid-instar grubs are present at the time of application. Irrigate turf immediately after application or allow rainfall to move the product into the soil.

Annual Bluegrass Weevil: Apply DuPont™ E2Y45 0.067G insecticide Plus Fertilizer when overwintered adult annual bluegrass weevils are observed in late April or early May to prevent damage from first generation larvae in late-May and June. An application of DuPont™ E2Y45 0.067G insecticide Plus Fertilizer at this time will also provide white grub control. The higher rates listed in Table 1 may be required for applications made after mid-May.

Billbugs: Apply DuPont™ E2Y45 0.067G insecticide Plus Fertilizer when overwintered adult billbugs are first observed. This will usually occur in late April or early May in regions with cool-season turfgrasses. An application of DuPont™ E2Y45 0.067G insecticide Plus Fertilizer at this time will also provide white grub control. The higher rates listed in Table 1 may be required for applications made after early May or when billbug species other than bluegrass billbug are present.

European Crane Fly: Apply DuPont™ E2Y45 0.067G insecticide Plus Fertilizer between September and November to control European crane fly larvae in turfgrass. The higher rate listed in Table 1 may be required to achieve control when applications are made in November.

Spittlebugs: DuPont™ E2Y45 0.067G insecticide Plus Fertilizer will provide control of two-lined spittlebug when applications are made in spring or summer.

Turf Caterpillars: DuPont™ E2Y45 0.067G insecticide Plus Fertilizer will provide curative caterpillar control in turfgrass. If the area being treated is maintained at a mowing height of greater than one inch, then the higher rate listed in Table 1 may be required during periods of high pest pressure.

Chinch Bugs: For suppression of chinch bugs, apply DuPont™ E2Y45 0.067G insecticide Plus Fertilizer before eggs hatch.

APPLICATION RATES FOR LAWNS, GOLF COURSES AND OTHER RECREATIONAL TURFGRASS AREAS

Table 1 provides the application rates that will control the listed turfgrass pests. For maximum residual effectiveness or for optimal control of large pest infestations, apply DuPont™ E2Y45 0.067G insecticide Plus Fertilizer at up to 500 pounds per acre (0.33 lb AI/A) to control any of the pests listed in Table 1. Restriction: Do not apply more than 750 pounds (equivalent to 0.5 lb of active ingredient) of product per acre per year in broadcast applications to turfgrass.

TABLE 1: TURFGRASS APPLICATION RATES

Target Pest	Product per Acre	Product per 1,000 Square Feet	lb AI/A
White Grubs (including Aphodius spp., Asiatic garden beetle, black turfgrass ataenius, European chafer, green June beetle, Japanese beetle, May/June beetles (Phyllophaga spp.), northern masked chafer, oriental beetle and southern masked chafer)	150 to 300 pounds*	3.44 to 6.88 pounds	0.1 to 0.2
Billbugs			
European Crane Fly			
Turf caterpillars (including armyworms, cutworms and sod webworms)			
Annual bluegrass weevil	225 to 300 pounds*	5.17 to 6.88 pounds	0.15 to 0.2
Spittlebugs			
Chinch bugs (suppression only)	150 to 300	3.44 to 6.88 pounds	0.1 to 0.2

* For maximum residual effectiveness or optimal control of large pest infestations, apply DuPont™ E2Y45 0.067G insecticide Plus Fertilizer at up to 500 pounds per acre (0.33 lb AI/A).

APPLICATION RATES FOR ORNAMENTAL PLANTS

Table 2 provides the application rates that will control the pests of landscape ornamentals and interior plantscapes. Before application, remove black plastic or other weed barrier materials that are impermeable to water. For maximum residual effectiveness or for optimal control of large pest infestations, DuPont™ E2Y45 0.067G insecticide Plus Fertilizer may be applied at up to 500 pounds per acre (0.33 lb AI/A) to control any of the pests listed in Table 2.

Restriction: Do not apply more than 750 pounds (equivalent to 0.5 lb of active ingredient) of product per acre per year in broadcast applications to ornamental plants.

TABLE 2: ORNAMENTAL TREE AND SHRUB (INCLUDING EVERGREENS), FLOWER, FOLIAGE PLANT, AND GROUNDCOVER APPLICATION RATES

Target Pest	Product per Acre	Product per 1,000 Square Feet	lb AI/A
White Grubs (Asiatic garden beetle, European chafer, green June beetle, Japanese beetle, May/June beetles (Phyllophaga spp.), northern masked chafer, oriental beetle and southern masked chafer)	150 to 300 pounds*	3.44 to 6.88 pounds	0.1 to 0.2

* For maximum residual effectiveness or optimal control of large pest infestations, apply DuPont™ E2Y45 0.067G insecticide Plus Fertilizer at up to 500 pounds per acre (0.33 lb AI/A).

[Spreader Setting Table to be inserted here]

[Following are optional referral statements for Florida BMP information sources]

[We recommend that you follow the Florida Green Industries BMPs at:
http://www.flaes.org/pdf/BMP_Book_final.pdf]

[We recommend that you follow the Florida Golf Course BMPs at: <http://www.flaes.org/pdf/glfbmp07.pdf>]

CLEANING APPLICATION EQUIPMENT

Thoroughly clean all application equipment after use to reduce the risk of forming hardened deposits that might become difficult to remove. Thoroughly rinse application equipment with clean water. Clean all other associated application equipment. Take all necessary safety precautions when cleaning equipment. Do not clean equipment near wells, or other water sources. Dispose of waste rinse water in accordance with local regulations.

INTEGRATED PEST MANAGEMENT (IPM) PROGRAMS

| DuPont™ E2Y45 0.067G insecticide Plus Fertilizer is recommended for IPM programs on turf and landscape ornamentals because it does not directly impact natural arthropod predator and parasitoid populations including ladybird beetles, lacewings, minute pirate bugs and predatory mites. The feeding behavior of beneficial arthropods will aid in extending natural control of other insect and mite pests and will reduce the possibility of secondary pest outbreaks. DuPont™ E2Y45 0.067G insecticide Plus Fertilizer will reduce the target pest species that may serve as a food source for beneficial arthropods.

RESISTANCE MANAGEMENT

Some insects are known to develop resistance to products used repeatedly for control. When this occurs, the labeled dosages fail to suppress the pest population below threshold levels. Because the development of resistance cannot be predicted, the use of this product should conform to resistance management strategies established for the use area.

| These strategies may include incorporation of cultural and biological control practices, alternation of active classes of insecticides on succeeding generations and targeting the most susceptible life stage. Consult your local DuPontSyngenta Professional Products representative, Cooperative Extension Service specialist or pest control advisor for the latest information on resistance management in your area.

RESTRICTIONS

- | • Not for use on plants (except turfgrass on sod farms) being grown for sale or other commercial use, or for commercial seed production.
- Do not formulate this product into other end-use products without written permission from DuPont Professional Products.
- Do not apply this product in commercial nurseries and greenhouses.
- Do not apply more than 750 pounds (equivalent to 0.5 lb of active ingredient) of product per acre per year in broadcast applications to turfgrass or landscape ornamental plants.
- Do not apply more than 300 pounds (equivalent to 0.2 lb of active ingredient) of product per acre in a single application on sod farms.
- Wait a minimum of 7 days to retreat.

- Do not apply by air.
- The following restrictions are required to permit use of ~~DuPont~~TM E2Y45 0.067G Insecticide plus Fertilizer in the State of New York:
Golf courses:

Greens, tee boxes: Do not apply this product within 25 feet of a water body (lake, pond, river, stream, wetland, or drainage ditch).

Fairways: Do not apply this product within 50 feet of a water body (lake, pond, river, stream, wetland, or drainage ditch).

All other use sites:

Do not apply this product within 100 feet of a water body (lake, pond, river, stream, wetland, or drainage ditch).

STORAGE AND DISPOSAL

Do not contaminate water, food, or feed by storage or disposal.

STORAGE: Store product in original container only in a location inaccessible to children and pets. Do not contaminate water, other pesticides, fertilizer, food or feed in storage. Not for use or storage in or around the home.

PESTICIDE DISPOSAL: Do not contaminate water, food or feed by storage or disposal. Wastes resulting from the use of this product must be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Offer for recycling, if available. Completely empty bag into application equipment. Then dispose of empty bag in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

CONDITIONS OF SALE AND LIMITATION OF WARRANTY AND LIABILITY

NOTICE: Read the entire Directions for Use and Conditions of Sale and Limitation of Warranty and Liability before buying or using this product. If the terms are not acceptable, return the product at once, unopened, and the purchase price will be refunded.

The Directions for Use of this product must be followed carefully. It is impossible to eliminate all risks inherently associated with the use of this product. Crop injury, ineffectiveness or other unintended consequences may result because of such factors as manner of use or application, weather or crop conditions, presence of other materials or other influencing factors in the use of the product, which are beyond the control of SYNGENTA CROP PROTECTION, Inc. or Seller. To the extent permitted by applicable law, Buyer and User agree to hold SYNGENTA and Seller harmless for any claims relating to such factors.

SYNGENTA warrants that this product conforms to the chemical description on the label and is reasonably fit for the purposes stated in the Directions for Use, subject to the inherent risks referred to above, when used in accordance with directions under normal use conditions. To

the extent permitted by applicable law: (1) this warranty does not extend to the use of this product contrary to label instructions or under conditions not reasonably foreseeable to or beyond the control of Seller or SYNGENTA, and, (2) Buyer and User assume the risk of any such use. TO THE EXTENT PERMITTED BY APPLICABLE LAW, SYNGENTA MAKES NO WARRANTIES OF MERCHANTABILITY OR OF FITNESS FOR A PARTICULAR PURPOSE NOR ANY OTHER EXPRESS OR IMPLIED WARRANTY EXCEPT AS WARRANTED BY THIS LABEL.

To the extent permitted by applicable law, in no event shall SYNGENTA be liable for any incidental, consequential or special damages resulting from the use or handling of this product. **TO THE EXTENT PERMITTED BY APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER, AND THE EXCLUSIVE LIABILITY OF SYNGENTA AND SELLER FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY, CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHERWISE) RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT OR, AT THE ELECTION OF SYNGENTA OR SELLER, THE REPLACEMENT OF THE PRODUCT.**

SYNGENTA and Seller offer this product, and Buyer and User accept it, subject to the foregoing Conditions of Sale and Limitation of Warranty and Liability, which may not be modified except by written agreement signed by a duly authorized representative of SYNGENTA.

The ALLIANCE FRAME, the SYNGENTA Logo, and the PURPOSE ICON are Trademarks of a Syngenta Group Company
©201_ Syngenta

For non-emergency (e.g., current product information), call
Syngenta Crop Protection at 1-800-334-9481

Manufactured for:
Syngenta Crop Protection, LLC
P.O. Box 18300
Greensboro, North Carolina 27419-8300

~~NOTICE TO BUYER — Purchase of this material does not confer any rights under patents of countries outside of the United States.~~
~~The DuPont Oval Logo and DuPont™ are trademarks of~~
~~E.I. duPont de Nemours and Company.~~

~~LIMITATION OF WARRANTY AND LIABILITY~~

~~NOTICE: Read This Limitation of Warranty and Liability Before Buying or Using This Product. If the Terms Are Not Acceptable, Return the Product at Once, Unopened, and the Purchase Price Will Be Refunded.~~

~~It is impossible to eliminate all risks associated with the use of this product. Such risks may arise from factors such as weather conditions, soil factors, off target movement, unconventional technique, presence of other materials, the manner of use or application, or other unknown factors, all of which are beyond the control of DuPont or Seller. These risks can cause: ineffectiveness of the product or other unintended consequences. WHEN YOU BUY OR USE THIS PRODUCT, YOU AGREE TO ACCEPT THESE RISKS.~~

~~DuPont warrants that this product conforms to the chemical description on the label thereof and is reasonably fit for the purpose stated in the Directions for Use, subject to the inherent risks described above, when used in accordance with the Directions for Use under normal conditions. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, DUPONT MAKES NO OTHER EXPRESS OR IMPLIED WARRANTY OF FITNESS OR OF MERCHANTABILITY OR ANY OTHER EXPRESS OR IMPLIED WARRANTY.~~

~~TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, IN NO EVENT SHALL DUPONT OR SELLER BE LIABLE FOR ANY INCIDENTAL, CONSEQUENTIAL OR SPECIAL DAMAGES RESULTING FROM THE USE OR HANDLING OF THIS PRODUCT. TO THE EXTENT CONSISTENT WITH APPLICABLE LAW, THE EXCLUSIVE REMEDY OF THE USER OR BUYER AND THE EXCLUSIVE LIABILITY OF DUPONT OR SELLER, FOR ANY AND ALL CLAIMS, LOSSES, INJURIES OR DAMAGES (INCLUDING CLAIMS BASED ON BREACH OF WARRANTY OR CONTRACT, NEGLIGENCE, TORT, STRICT LIABILITY OR OTHER LEGAL THEORY) RESULTING FROM THE STORAGE, USE OR HANDLING OF THIS PRODUCT, SHALL BE THE RETURN OF THE PURCHASE PRICE OF THE PRODUCT, OR AT THE ELECTION OF DUPONT OR SELLER, THE REPLACEMENT OF THE PRODUCT.~~

~~To the extent consistent with applicable law that allows such requirement, DuPont or its distributor must have prompt notice of any claim so that an immediate investigation of buyer's or user's claim can be made. Buyer and all users shall promptly notify DuPont or a DuPont distributor of any claims, whether based on contract, negligence, strict liability, other tort or otherwise or be barred from any remedy.~~

~~This Limitation of Warranty and Liability may not be amended by any oral or written agreement.~~

~~SL-1619MSTR-101410-10-18-10~~